

## **MINUTES**

### **MONTANA HOUSE OF REPRESENTATIVES 65th LEGISLATURE - REGULAR SESSION**

#### **COMMITTEE ON BUSINESS AND LABOR**

**Call to Order:** Chair Mark Noland, on February 20, 2017 at 8:30 A.M., in Room 172  
Capitol

#### **ROLL CALL**

##### **Members Present:**

Rep. Mark Noland, Chair (R)  
Rep. Amanda Curtis, Vice Chair (D)  
Rep. Fred Anderson (R)  
Rep. Willis Curdy (D)  
Rep. Ross H. Fitzgerald (R)  
Rep. Moffie Funk (D)  
Rep. Steve Gunderson (R)  
Rep. Denley M. Loge (R)  
Rep. Andrea Olsen (D)  
Rep. Gordon Pierson Jr (D)  
Rep. Adam Rosendale (R)  
Rep. Casey Schreiner (D)  
Rep. Sue Vinton (R)  
Rep. Daniel Zolnikov (R)

**Members Excused:** Rep. Vince Ricci, Vice Chair (R)  
Rep. Bruce Grubbs (R)  
Rep. Sharon Stewart-Peregoy (D)  
Rep. Jeremy Trebas (R)  
Rep. Jonathan Windy Boy (D)

**Members Absent:** None

**Staff Present:** Karen Armstrong, Committee Secretary  
Pat Murdo, Legislative Branch

**Audio Committees:** These minutes are in outline form only. They provide a list of participants and a record of official action taken by the committee. The link to the audio recording of the meeting is available on the Legislative Branch website.

##### **Committee Business Summary:**

Hearing & Date Posted: HB 490, 2/17/2017; HB 500, 2/17/2017; HB 508, 2/17/2017  
Executive Action: HB 291, HB 238, HB 393, HB 500, SB 142

**HEARING ON HB 490**

**Opening Statement by Sponsor:**

00:01:51 Rep. Dave Fern (D), HD 5, opened the hearing on HB 490, Exempt certain sports coaches from unemployment, workers' comp exemption.

**Proponents' Testimony:**

00:06:31 John Lacey, Self

**Opponents' Testimony:** None

**Informational Testimony:**

00:11:53 Judy Bovington, Department of Labor and Industry (DLI)

00:12:18 Kevin Braun, Montana State Fund (MSF)

**Questions from Committee Members and Responses:**

00:12:38 Rep. Vinton

00:13:18 Kevin Braun, MSF

00:14:02 Rep. Schreiner

00:15:24 John Lacey, Self

00:15:36 Kevin Braun, MSF

00:15:58 Rep. Schreiner

00:16:09 Kevin Braun MSF

00:16:16 Rep. Vinton

00:17:00 Kevin Braun, MSF

**Closing by Sponsor:**

00:17:22 Rep. Fern

**HEARING ON HB 508**

**Opening Statement by Sponsor:**

00:20:00 Rep. Tom Welch (R), HD 72, opened the hearing on HB 508, Revise the alcoholic beverage laws regarding appeals.

**Proponents' Testimony:**

00:28:49 Jim Brown, Self

**Opponents' Testimony:** None

**Informational Testimony:**

00:33:15 John Iverson, Montana Tavern Association (MTA)

**Questions from Committee Members and Responses:**

00:33:37 Rep. Loge

00:33:59 Jim Brown, Self

00:34:19 Rep. Loge

00:34:32 Rep. Vinton

00:36:44 Jim Brown, Self

00:38:00 Rep. Olsen  
 00:38:48 Jim Brown, Self  
 00:40:03 Rep. Gunderson  
 00:41:52 Jim Brown, Self  
 00:42:19 Rep. Gunderson  
 00:43:14 Rep. Schreiner  
 00:44:09 John Iverson, MTA  
 00:44:28 Rep. Ricci joined the meeting.  
 00:46:08 Rep. Schreiner  
 00:48:13 Jim Brown, Self  
 00:48:23 Rep. Gunderson  
 00:48:54 Jim Brown, Self  
 00:49:26 Rep. Gunderson  
 00:49:37 Rep. Curdy  
 00:50:24 Jim Brown, Self  
 00:51:42 Rep. Rosendale  
 00:52:12 Jim Brown, Self  
 00:53:29 Rep. Fitzgerald  
 00:54:12 Jim Brown, Self  
 00:54:41 Rep. Fitzgerald  
 00:55:08 Jim Brown, Self

**Closing by Sponsor:**

00:55:56 Rep. Welch  
  
 00:57:10 Chair Noland  
  
 00:57:16 Recessed  
 01:09:21 Reconvened

**HEARING ON HB 500**

**Opening Statement by Sponsor:**

01:09:26 Rep. Adam Hertz (R), HD 96, opened the hearing on HB 500, Generally revise public accountant laws.

**Proponents' Testimony:**

01:10:59 Rick Reisig, National Association of State Boards of Accountancy

[EXHIBIT\(buh37a01\)](#)

[EXHIBIT\(buh37a02\)](#)

01:16:48 Rep. Trebas joined the meeting.

01:20:09 Holly Franz, Montana Society of Certified Public Accountants (MSCPA)

[EXHIBIT\(buh37a03\)](#)

01:20: 58 Chair Noland left the meeting and Vice Chair Ricci assumed the chair.

**Opponents' Testimony:** None

**Informational Testimony:** None

**Questions from Committee Members and Responses:**

01:25:42 Rep. Olsen  
01:26:25 Holly Franz, MSCPA  
01:27:18 Rep. Olsen  
01:27:56 Holly Franz, MSCPA

**Closing by Sponsor:**

01:28:49 Rep. Hertz  
  
01:29:20 Chair Noland returned and assumed the chair.  
  
01:30:06 Recessed.  
01:37:28 Reconvened  
  
01:37:33 Chair Noland  
  
01:39:02 Recessed  
02:03:31 Reconvened with Rep Grubbs, Rep. Stewart-Peregoy and  
Rep. Windy Boy excused.

**EXECUTIVE ACTION ON HB 291**

02:04:25 **Motion:** Rep. Ricci moved that **HB 291 DO PASS.**

**Discussion:**

02:04:50 Rep. Curtis  
02:05:15 Rep. Olsen  
02:06:11 Chair Noland  
02:06:18 Rep. Trebas  
02:06:57 Rep. Zolnikov  
02:07:39 Chair Noland

02:08:11 **Vote:** Motion failed 9-10 by roll call vote with Rep. Curdy, Rep. Curtis, Rep. Funk, Rep. Loge, Rep. Olsen, Rep. Pierson, Rep. Schreiner, Rep. Stewart-Peregoy and Rep. Windy Boy voting aye. Rep. Grubbs, Rep. Stewart-Peregoy and Rep. Windy Boy voted by proxy.

02:09:41 **Motion/Vote:** Rep. Ricci moved that **HB 291 BE TABLED.** Motion carried 12-7 by voice vote with Rep. Curdy, Rep. Curtis, Rep. Funk, Rep. Olsen, Rep. Schreiner, Rep. Stewart-Peregoy and Rep. Windy Boy voting no. Rep. Stewart-Peregoy and Rep. Windy Boy voted by proxy.

**EXECUTIVE ACTION ON HB 238**

02:10:44 **Motion:** Rep. Ricci moved that **HB 238 DO PASS.**

02:11:15 **Motion:** Rep. Anderson moved that **HB 238 BE AMENDED.**

**EXHIBIT(buh37a04)**

**Discussion:**

02:11:37 Pat Murdo, Legislative Services Division (LSD)  
 02:12:32 Rep. Anderson  
 02:13:36 Rep. Loge  
 02:13:57 Rep. Schreiner  
 02:14:42 Rep. Anderson  
 02:15:30 Rep. Schreiner  
 02:15:36 Rep. Anderson  
 02:15:42 Rep. Vinton  
 02:16:05 Rep. Funk  
 02:16:44 Rep. Anderson  
 02:16:52 Chair Noland  
 02:17:59 Rep. Curdy  
 02:18:11 Rep. Ricci  
 02:18:26 Rep. Anderson  
 02:18:31 Rep. Ricci  
 02:18:36 Rep. Anderson  
  
 02:19:23 **Vote:** Motion carried unanimously by roll call vote. Rep. Grubbs, Rep. Stewart-Peregoy and Rep. Windy Boy voted by proxy.  
  
 02:20:46 **Motion:** Rep. Ricci moved that **HB 238 DO PASS AS AMENDED.**

**Discussion:**

02:20:56 Rep. Anderson  
 02:22:26 Rep. Olsen  
  
 02:25:21 **Vote:** Motion carried 11-8 by roll call vote with Rep. Curdy, Rep. Curtis, Rep. Noland, Rep. Olsen, Rep. Pierson, Rep. Stewart-Peregoy, Rep. Windy Boy and Rep. Zolnikov voting no. Rep. Grubbs, Rep. Stewart-Peregoy and Rep. Windy Boy voted by proxy.

**EXECUTIVE ACTION ON HB 393**

02:27:16 **Motion/Vote:** Rep. Ricci moved that **HB 393 DO PASS.** Motion carried unanimously by voice vote. Rep. Grubbs, Rep. Stewart-Peregoy and Rep. Windy Boy voted by proxy

**EXECUTIVE ACTION ON SB 142**

02:28:06 **Motion:** Rep. Ricci moved that **SB 142 BE CONCURRED IN.**

**Discussion:**

02:28:26 Rep. Curtis  
  
 02:28:54 **Vote:** Motion carried unanimously by voice vote. Rep. Grubbs, Rep. Stewart-Peregoy and Rep. Windy Boy voted by proxy. Rep. Curdy will carry the bill.

**EXECUTIVE ACTION ON HB 500**

02:29:29     **Motion/Vote:** Rep. Ricci moved that **HB 500 DO PASS**. Motion carried unanimously by voice vote. Rep. Grubbs, Rep. Stewart-Peregoy and Rep. Windy Boy voted by proxy.

02:30:15     Chair Noland

02:32:12     Pat Murdo, LSD

02:32:21     Chair Noland

02:33:09     Rep. Ricci

**ADJOURNMENT**

Adjournment: 02:33:24

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Karen Armstrong, Secretary

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Additional Documents:

**EXHIBIT**([buh37aad.pdf](#))